

**Application Instructions for a General Permit
to Discharge Aquatic Pesticides Associated with the control of
NUISANCE VEGETATION AND ALGAE**

Introduction

This is an instruction document for the preparation of an application, referred to as a Notice of Intent (NOI), for coverage under a National Pollutant Discharge Elimination System (NPDES) General Permit for discharges associated with the control of nuisance vegetation and algae in Washington. This NPDES General Permit (hereinafter called the General Permit) applies to discharges to a lake, river, stream, pond, or wetland.

Activities Covered

Aquatic nuisance plant and algae control activities that discharge herbicides or algaecides directly or indirectly into surface waters of the state of Washington. It is also for indirect algae control through the use of Aluminum Sulfate to control phosphorus.

Who Must Apply

The individual or organization sponsoring the nuisance aquatic plant and/or algae control activities and the contractor.

When to Apply

Notify the Department by submission of a completed application form known as a “Notice of Intent (NOI)” requesting coverage under this permit at least 38 days prior to the planned activity that will result in the discharge to waters of the state. The application shall contain a copy of the public notice and the expected date of the second publication.

Publish two (2) notices, with the second notice published at least one week after the first notice, in a local newspaper of general circulation. The notice shall state that an application for coverage has been made pursuant to Section 173-226-130(5) WAC. The date of second publication constitutes completion of public notice. The thirty (30) day comment period starts on the date of second publication.

NOTE: Ecology cannot grant permit coverage until 31 days after the date of the second Public Notice.

Where to Apply

Mail the signed NOI to the following Regional Ecology offices that the water body is located in:

Washington Department of Ecology
Water Quality Program
Aquatic Pesticide Permit Manager
Southwest Regional Office
P.O. box 47775,
Olympia, WA 98504-7555

Washington Department of Ecology
Water Quality Program
Aquatic Pesticide Permit Manager
Central Regional Office
15 West Yakima Ave. Suite 200
Yakima, WA 98902-3401

Washington Department of Ecology
Water Quality Program
Aquatic Pesticide Permit Manager
Northwest Regional Office
3190 – 160th Ave. SE
Bellevue, WA 98008-5452

Washington Department of Ecology
Water Quality Program
Aquatic Pesticide Permit Manager
Eastern Regional Office
N. 4601 Monroe, Suite 100
Spokane, WA 99205-5452

Fees

There is no application fee. You will be billed for permit fees after the permit is issued. Call (360) 407-6425 for questions relating to fees.

LINE-BY-LINE INSTRUCTIONS FOR COMPLETING THE NOI

Please print in ink or type.

Completing the Notice of Intent (NOI); The NOI is an official document committing the permittee(s) to compliance with the requirements of the General Permit. It should be completed accurately, completely and legibly.

Change of Information: Check this box if information included in a previously submitted NOI application in which permit coverage was granted has changed. An example of a change could be a new contact person, billing address, etc. Include your assigned permit number in the upper right hand corner of the NOI. Your assigned permit number is in the upper right hand corner of the first (title) page of your permit. Complete only those sections of the NOI that require changes. Please submit a transmittal letter which confirms/explains the change of information in the NOI.

Permit Number: Use only if you are reporting a "Change of Information"

Section I - Permittees

Give the homeowner association name and/or landowner or owner representative name (Sponsor) that is responsible for hiring the contractor and also the name of the business and the name(s) of the business owner(s) that will be providing the pesticide application services (Contractor).

Section II – Mailing and Contact Information

Give the name address, telephone number and e-mail of the person which owns or legally represents the site, and the person who will be doing the pesticide application and the name. The contact person(s) should be someone who is completely familiar with the site, and charged with overseeing compliance with the permit. The permit and all other correspondence will be sent to the mailing address provided.

Section III – Billing Address Information

Indicate where the annual and final permit fee invoices should be sent. Also provide a contact person and phone number of who can answer any questions on the billing invoices.

Section IV – Application Type

- Check **new permit** if this is a new permit or if you are renewing your permit.
 - Check "**Existing Discharger**" if you have been issued a NPDES permit for the control of nuisance aquatic plants and/or algae in previous years.
 - Check "**New Discharger**" if you are proposing to begin new activities which will result in a discharge or potential discharge to waters of the state or if you are applying for coverage more than 90 days after the General Permit issuance date of June 13, 2002.
- Check **permit modification** and provide the permit number if you have a permit and are requesting a modification to the permit or specific conditions of the permit, i.e., add acreage, chemical(s) etc. Provide an explanation or reason for requesting a modification.

Section V- State Environmental Policy Act (SEPA)

(SEPA must be done prior to submission of an application. If you require further information on how to proceed with SEPA, contact Ecology).

1. Check appropriate box. Provide the date the agency issued the determination.
2. Provide the name of the agency which issued the determination.
3. Check the type of SEPA document prepared, i.e., a Determination of Nonsignificance (DNS), Determination of Significance (DS) or a Mitigated Determination of Nonsignificance (MDNS).

Section VI- BMP's and IAVMP STATUS

1. Check the appropriate box and fill in the blanks
2. Provide information requested
3. Check the box to confirm that you will follow directions, requirements and restrictions.

Section VII – Waterbody Information

1. Provide the common name of the water body that will be receiving the treatment. Only one water body may be proposed for treatment in this application.

2. Provide the information required
3. Provide the information required
4. Provide the information required
5. Provide the information required
6. List all recreational uses within the treatment area(s).
7. Check the appropriate box.
 - a. Indicate the name of the water body that flows into the receiving water, if the inlet has no name describe the type of water flowing into the receiving water.
 - b. Indicate the name of the first downstream water body(s) which has an assigned name. Indicate whether the water body initially flows to unnamed receiving water(s) prior to flowing into the named receiving water(s).
8. The 303(d) List identifies water bodies that do not meet water quality criteria for one or more parameters. Please check to see if your target water body is listed for any parameters, including copper, phosphorous and/or pesticides on the Internet at <http://www.ecy.wa.gov/programs/wq/303d/1998/1998-index.html> . Check the appropriate box. If you do not have access to the internet please call your regional contact for a hard copy.
 - a. Identify the pollutant/parameter. If your proposed treatment will increase the level of any parameter, you may have to use an alternative treatment or provide mitigation. In certain cases, Ecology may not be able to issue a permit.
9. Information about ESA listings can be found in the attached list or on the Internet at <http://www.governor.wa.gov/esa/regions.htm> and <http://www.wa.gov/wdfw/wlm/diversty/soc/etsc9907.pdf> . If your proposed treatment will have an adverse impact on a listed species, you may have to use an alternative or restricted treatment. In certain cases, Ecology may not be able to issue a permit.
10. The WRIA number is on the attached WRIA map. Also see http://www.ecy.wa.gov/programs/wq/303d/1998/1998_by_wrias.html for a general map (high resolution individual WRIA maps are being updated) and <http://www.ecy.wa.gov/programs/eap/wrias/index.html> for more detailed individual WRIA maps.
11. Give the name of the city that the waterbody is located in. If the waterbody is not located in a city give the name of the nearest city, also provide the name of the county the waterbody is located in.
12. Provide the information requested
13. Provide written directions in the space provide, do not refer to an attached map.

Section VIII- Plant and Chemical Information

1. Check all that apply
2. DNR must be consulted by contacting the Environmental Review Coordinator at (360) 902-2543, prior to submitting the application. Attach a copy of DNR's findings if a rare or sensitive plant is identified and a detailed site survey must accompany the application.
3. Provide the information requested, the target plant must be named by genus, at least.
4. Provide the information requested
5. A treatment map is required and must show the locations and indicate the size of **ALL** the treatment areas and include the target plant name and any non target plants in the treatment area. Provide the names and locations of inlets and outlets, boat launches, swimming beaches, and direction of water flow and any areas where other methods of plant management are used. No permit will be issued without a sufficient map.

Section IX- Regulatory Status (applicator information only)

Check the boxes to confirm that the applicator meets the Department of Agriculture's criteria for applying aquatic pesticides and provide the necessary information.

Section X. Certification

The sponsor and contractor (business owner) must both sign and date the NOI.